

### **REMARKS**

In paragraph 3 of the Official Action, the Examiner objected to claims 5 and 7 as having improper dependencies. By this amendment, the dependencies of claims 5 and 7 have been corrected respectively to depend on an appropriate claim. Accordingly, this objection is no longer applicable.

The Examiner in paragraph 4 rejected claims 1-36 under 35 USC § 103(a) as being unpatentable over Mindrum (US 6,340,978) for the reasons set forth therein. Applicants have amended the claims to more clearly define and distinguish the present invention over the prior art.

Independent claim 1 as currently set forth is directed to a method for capturing distributive memories of a deceased individual. In particular, the method includes providing an electronic storage memory database that can be accessed over a communication network for displaying at least two web pages for the deceased individual. Each of the web pages having a unique address for accessing information with a deceased individual and providing restrictive access.

An important part of one form of the present invention is that there is provided at least two different web pages, each of which have restrictive access. In the present invention there is no need for providing an ID entry. All that is required is knowing of the associated URL address. Therefore, it is not necessary to allow people or individuals a password and/or ID. The controlling of which of the two different web pages that may be viewed by a visitor is controlled by the particular unique address that they have access to. In the '978 patent, access is controlled by a user ID or some other information. There is no teaching or suggestion of providing a unique address that allows direct access to different sites for the same individual. Claim 2 which is dependent upon independent claim 1, specifically states that the unique address comprises a URL. As the Examiner states in the Official Action, the customer identification numbers are used for controlling selective access. See column 3, line 1. This is in contrast to the present invention wherein different addresses are used to control the level of access.

Dependent claim 3 is dependent upon claim 1 and includes the additional limitation of providing an information card that includes scannable data that can be scanned for allowing automatic direct access to at least one of the unique addresses for the user of the card. This is clearly not taught or suggested.

The '978 reference does not teach or suggest the use of an access card providing the unique address of the web page as taught and claimed by applicants.

Therefore, it could not teach or suggest the invention as set forth in claim 3.

Claims 4-11 are dependent claims which depend at least ultimately upon independent claim 1 and are therefore patentably distinct at least for the same reasons previously discussed.

Claim 12, the second independent claim, is directed to a method of capturing and distributing memories of a deceased individual. In this claim, there is provided an electronic storage base for displaying a web page of a deceased individual that can be accessed over a communication network. The web page having a unique address. This claim also sets forth the providing of an access card wherein the unique address of a web page is provided and allows direct access to the web page. As previously discussed, the '978 reference does not teach or suggest providing any information to a user or viewer to allow direct access. Further, there is not teaching or suggestion of providing an access card providing a unique address for directly accessing a web page.

Claim 14, the next independent claim is directed to a method for capturing and distributing memories of a deceased individual. Again, including the providing of an electronic storage database for displaying a web page that contains information with respect to the deceased individual that can be accessed over the network. This claim is distinguishable over the prior art in that there is provided means for allowing the entry of data into the web page by a user/viewer with respect to the deceased individual, provides ordering means for goods and/or services with respect to the information being displayed on the web page, and a gatekeeper for having editorial control over the entry of the data. The Examiner relies at column 13, lines 8-10 as providing means for controlling access.

However, this part specifically is dealing with the person logging on to the site, see column 12, lines 65 through column 13, line 1, wherein information at step 122 is transferred from the online permanent storage. It is the information that the user provides during login information and access information at step 122 that appropriate filters are maintained and a permanent record is updated at step 123 (see column 13, lines 7-10). There is not teaching or suggestion of providing a gatekeeper for the editorial control of information to be supplied to the web site as taught and claimed by applicants.

Claim 15 is another independent claim, again directed to a method for capturing and distributing images of a deceased individual which includes the providing of an electronic storage database for displaying a web page containing information about a deceased individual that can be accessed over a communication network. In claim 15 there is provided means for accessing the web page over the communication network and allowing entry of data into the web page with respect to the deceased individual. This claim further includes the providing of ordering means for ordering goods and/or services with respect to information being displayed at the web site and includes a link to a third party site for providing the goods and/or services. The prior art fails to teach or suggest the providing of a link to a third party provider/site as taught and claimed by applicants. In this way, the user is dealing directly with the provider of goods and/or services.

Independent claim 16 is directed to a method for capturing and distributing memories of a deceased individual which includes the providing of an electronic storage memory database for displaying a web page which can be accessed over a communication network as discussed in claim 1. Claim 16 specifically includes the providing of an information card for automatically accessing the database with respect to the deceased individual over said communication network. The claim further includes that the information card has machine readable information that can be used for automatically accessing the web page. Thus, the card not only includes information for accessing but allows for automatically accessing the web page. In this case, the card includes machine readable information that is used. Thus, the user need not do anything except have the card read by an appropriate machine reader allowing direct access. This is clearly not taught or suggested by the '978 reference.

Claim 28, the next independent claim is similar to claim 16 and is directed again to providing an access card for providing a unique address for use in accessing the web page. Here again, the cited prior art does not teach or suggest the invention as taught and claimed by applicants.

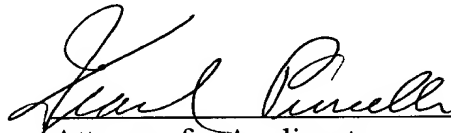
The last independent claim 36 is directed to a software product such that when loaded onto a computer it will cause the computer to do the following steps. In particular, provide pre-authorization for selecting individuals for accessing a database and providing a gatekeeper having editorial control over

said entry of said data by said selected individuals and provide a pre-approval of the information prior to being entered into a database. As previously discussed, the filtering set forth in column 13, lines 8-10 are not directed to the editorial and information being submitted to the site.

In view of the foregoing applicants respectfully submits that the prior art does not teach or suggest the invention as taught and claimed by applicants. The remaining dependent claims are patentably distinct for the same reasons as the independent claims upon which they depend.

In view of the foregoing applicants respectfully submits that the application is in condition for allowance and such action is respectfully requested.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Frank Pincelli", written over a horizontal line.

Attorney for Applicants  
Registration No. 27,370

Frank Pincelli/djw  
Rochester, NY 14650  
Telephone: (585) 588-2728  
Facsimile: (585) 477-4646